

INVENTORSHIP DECLARATION BY JOINT INVENTORS

I HEREBY DECLARE THAT:

My residence, post office address, and citizenship are stated next to my name in PART A on hereof.

I believe I am the original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

BIOSENSOR DEVICE AND METHOD

the specification of which:

- ☐ is attached hereto.
- ☒ was filed on March 2, 2000 as Application Serial No. 09/517,597.

I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed in PART B hereof and have also identified in PART B on hereof any foreign application for patent or inventor's certificate having a filing date before that of the application of which priority is claimed.

I hereby claim the benefit under Title 35, United States Code §119(e) and §120, of any United States application(s) listed in PART C hereof and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations §1.56 which occurred between the filing date of the prior application and any national or PCT international filing date of this application.

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Please direct all telephone calls to Peter J. Dehlinger at (650) 324-0880. Address all correspondence to:

Iota Pi Law Group
P.O. Box 60850
Palo Alto, CA 94306-0850

INVENTORSHIP DECLARATION BY JOINT INVENTORS

PART A: INVENTOR INFORMATION AND SIGNATURE

Full name of FIRST inventor: Wah Y. Wong

Citizenship: Canada Post Office Address: 17915 77th Avenue
Edmonton, Alberta
Canada T5T 2S1

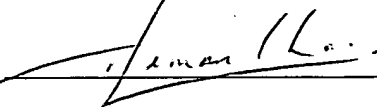
Residence (if different):

Inventor's Signature:  Date: 20 June, 2000

Full name of SECOND inventor: Heman Chao

Citizenship: Canada Post Office Address: 11423 78th Avenue
Edmonton, Alberta
Canada T6G 0N2


Residence (if different):

Inventor's Signature:  Date: June 20, 2000

Full name of THIRD inventor: Donald Segal

Citizenship: Canada Post Office Address: Rural Route #3
Stouffville, Ontario
Canada L4A 7X4


Residence (if different):

Inventor's Signature:  Date: July 6, 2000

Full name of FOURTH inventor: Jerry McElroy

Citizenship: Canada Post Office Address: 26 High Oak Trail
Richmond Hill, Ontario
Canada L4E 3L0

Residence (if different):

Inventor's Signature:  Date: June 26/00

INVENTORSHIP DECLARATION BY JOINT INVENTORS

PART B: CLAIM TO PRIORITY OF FOREIGN APPLICATION(S) UNDER 35 U.S.C. 119(a-d)

Country	App. No.	Filing Date
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PART C: CLAIM TO PRIORITY OF U.S. PROVISIONAL AND NONPROVISIONAL APPLICATION(S) UNDER 35 U.S.C. 119(e) AND 120

Serial No.	Filing Date		Status
<u>60,122,548</u>	<u>03/02/99</u>	<input type="checkbox"/>	Patented
		<input checked="" type="checkbox"/>	Pending
		<input type="checkbox"/>	Abandoned



#3

Attorney Docket No.: 4800-0015.30
Applicant: Wah Y. Wong et al.
Serial No.: 09/517,597
Filing Date: March 2, 2000
For: BIOSENSOR DEVICE AND METHOD

Small Entity Statement Under
37 CFR 1.9(f) and 1.27(c) - Small Business Concern

I hereby declare that I am: *

- ☐ The owner of the small business concern identified below:
☒ An official of the small business concern empowered to act on behalf of the concern identified below:

Name of Concern: Helix BioPharma Corporation

Address of Concern: 3-305 Industrial Parkway South
Aurora, Ontario, Canada L4G 6X7

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR §121.12, and reproduced in 37 CFR §1.9(d), for purposes of paying reduced fees under 35 U.S.C. §41 in that the number of employees, including those of its affiliates, does not exceed 500 persons and the concern has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or licenses, any rights in the invention to any person who could not be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization under this section. For this section, concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both. The number of employees of the business concern is the average over the fiscal year of the persons employed during each of the pay periods of the fiscal year. Employees are those persons employed on a full-time, part-time or temporary basis during the previous fiscal year of the concern. I hereby declare that rights under contract or law in the above-identified application have been conveyed to and remain with the small business concern identified above.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR §1.9(d) or by any concern which would not qualify as an independent inventor under 37 CFR §1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR §1.9(d) or a nonprofit organization under 37 CFR §1.9(e).

NOTE: Separate statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR §1.27).

Name: _____

Address: _____

☐ individual ☐ small business concern ☐ nonprofit organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR §1.28(b)).

U.S. Patent Application No. 09/517,597

Attorney Docket No.: 4800-0015.30

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this statement is directed.

NAME OF PERSON SIGNING:

JEROME F McELROY

TITLE OF PERSON SIGNING:

CHAIRMAN

ADDRESS OF PERSON SIGNING:

3-305 Industrial Parkway South, Aurora, Ontario Canada L4G 6X7

Signature:

JF McElroy

Date:

July 6/2000